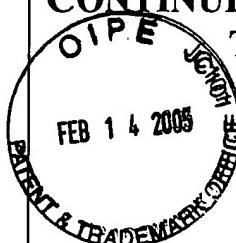


RCE/1632  
JANU

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**



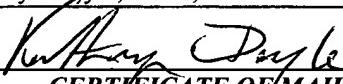
Address to:  
Commissioner for Patents  
Mail Stop RCE  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/816,182
Filing Date:	March 23, 2001
First Named Inventor	Darwin J. Prockop
Art Unit	1632
Examiner	Anne Marie Falk
Attorney Docket No.	53844-5019

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

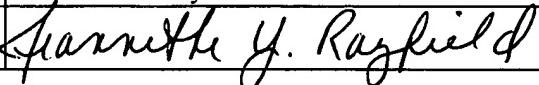
1.	<b>Submission required under 37 C.F.R. § 1.114</b> Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).				
a.	<input type="checkbox"/>	Previously submitted If a Final Office Action is outstanding, any amendments filed after the Final Office Action may be considered as a submission even if this box is not checked.			
	i.	<input type="checkbox"/> Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____			
	ii.	<input type="checkbox"/> Other _____			
b.	<input checked="" type="checkbox"/>	Enclosed			
	i.	<input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/>	iii.	<input type="checkbox"/> Information Disclosure Statement (IDS)	
	ii.	<input type="checkbox"/> Affidavit(s)/Declaration(s)	iv.	<input type="checkbox"/> Other: _____	
2.	<b>Miscellaneous</b>				
a.	<input type="checkbox"/>	Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required.)			
b.	<input type="checkbox"/>	Other _____			
3.	<b>Fees</b> (The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.)				
a.	<input checked="" type="checkbox"/>	The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-0573.			
	i.	<input checked="" type="checkbox"/> RCE fee required under 37 CFR 1.17(e)			
	ii.	<input checked="" type="checkbox"/> Extension of time fee (37 CFR 1.136 and 1.17)			
	iii.	<input type="checkbox"/> Other _____			
b.	<input checked="" type="checkbox"/>	Check in the amount of \$ 905.00 is enclosed			
c.	<input type="checkbox"/>	Payment by credit card (Form PTO-2038 enclosed)			

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED**

Name	Kathryn Doyle, Ph.D., J.D.	Registration No.	36,317
Signature		Date	February 11, 2005

**CERTIFICATE OF MAILING UNDER 37 CFR 1.8**

I hereby certify that this paper, along with any documents referred to as being enclosed therewith, is being deposited with the United States Postal Service in an envelope addressed to U.S. Patent Office, Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: **February 11, 2005**.

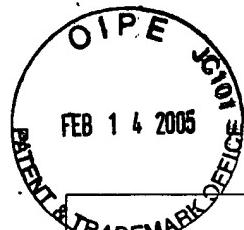
Name	Jeanette Y. Rayfield		
Signature		Date	February 11, 2005

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PTO/SB/22

OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

<b>PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)</b>		Docket Number (Optional) 53844-5019	
In re application of: Darwin J. Prockop, et al.			
Application No.: 09/816,182	Filed: March 23, 2001		
For: Early Stage Multipotential Stem Cells in Colonies of Bone Marrow Stromal Cells			
Art Unit: 1632	Examiner: Anne Marie Falk		
This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application.			
The requested extension and appropriate non-small-entity fee are as follows (check time period desired):			
	Large Entity	Small Entity	
	One month (37 CFR 1.17(a)(1))	\$ 120	
	Two months (37 CFR 1.17(a)(2))	\$ 225	
X	Three months (37 CFR 1.17(a)(3))	\$1020	
	Four months (37 CFR 1.17(a)(4))	\$795	
	Five months (37 CFR 1.17(a)(5))	\$1080	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.			
<input checked="" type="checkbox"/> A check in the amount of the fee is enclosed.			
<input checked="" type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.			
<input checked="" type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account.			
<input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 50-0573. A copy of this sheet is enclosed.			
I am the			
	Applicant/inventor		
		assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).	
	X	attorney or agent of record.	
		Attorney or agent of record under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a):	
<b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.			
Signature			
Typed Name	Kathryn Doyle, Ph.D., J.D.	Registration No.	36,317
Date	February 11, 2005		
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.			
X	Total of one (1) forms are submitted.		

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02 FC:2253

510.00 QP

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